

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LARRY HEGGEM,

Plaintiff,

v.

WASHINGTON STATE DEPARTMENT
OF CORRECTIONS, et al.,

Defendants.

NO. C14-1858-JLR-JPD

REPORT AND
RECOMMENDATION

Proceeding *pro se*, plaintiff has filed a proposed civil rights complaint pursuant to 42 U.S.C. § 1983. By letter dated December 8, 2014, plaintiff was granted 30 days to either pay the filing fee for submit a completed application to proceed *in forma pauperis* (“IFP”), along with a certified copy of his prison trust account statement showing transactions for the past six months. Dkt. 2. Plaintiff was advised that failure to respond to the letter by January 7, 2015, could result in dismissal of the case. *Id.*


On January 6, 2015, the Court received a letter from plaintiff asking for an extension of time to correct the IFP deficiency. Dkt. 4. The Court granted plaintiff’s request and ordered plaintiff to either pay the filing fee or submit an IFP application by February 6, 2015. Dkt. 5.

1 To date, plaintiff has neither paid the filing fee nor submitted a completed IFP
2 application. Accordingly, the Court recommends that this action be DISMISSED without
3 prejudice for failure to pay the filing fee pursuant to 28 U.S.C. § 1914. A proposed order
4 accompanies this Report and Recommendation.

5 Objections to this Report and Recommendation, if any, should be filed with the Clerk
6 and served upon all parties to this suit by no later than **March 11, 2015**. Failure to file
7 objections within the specified time may affect your right to appeal. Objections should be
8 noted for consideration on the District Judge's motion calendar for the third Friday after they
9 are filed. Responses to objections may be filed within **fourteen (14)** days after service of
10 objections. If no timely objections are filed, the matter will be ready for consideration by the
11 District Judge on **March 13, 2015**.

12 This Report and Recommendation is not an appealable order. Thus, a notice of appeal
13 seeking review in the Court of Appeals for the Ninth Circuit should not be filed until the
14 assigned District Judge acts on this Report and Recommendation.

15 DATED this 18th day of February, 2015.

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17 JAMES P. DONOHUE
18 United States Magistrate Judge
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